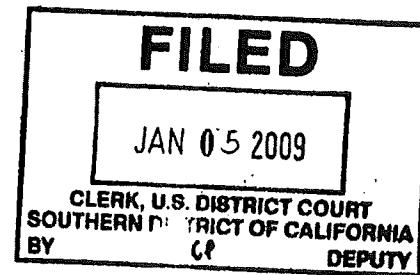


# EXHIBIT E

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UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA

DOUGLAS E. BELLows ON  
BEHALF OF HIMSELF AND  
OTHERS SIMILARLY SITUATED,  
PLAINTIFFS,

v.

NCO FINANCIAL SYSTEMS, INC.,  
DEFENDANT.

Case No.: 07-CV-1413 W (AJB)

ORDER APPROVING  
PLAINTIFF'S ATTORNEY FEES  
AND COSTS

On August 2, 2007, plaintiff, Douglas E. Bellows (hereinafter referred to as "Plaintiff" or "Class Representative"), filed the above-captioned class action lawsuit (hereinafter referred to as the "Lawsuit") against defendant, NCO Financial Systems, Inc. (hereinafter referred to as "NCO"). Plaintiff asserted class claims against NCO under the Telephone Consumer Protection Act (hereinafter referred to as the "TCPA"), 47 U.S.C. § 227. Specifically, Plaintiff alleged that NCO violated the TCPA by calling his cellular telephone, without "prior express consent," using an "automatic telephone dialing system" and using an "artificial or prerecorded voice."

On December 27, 2007, at the Parties' request, the Court appointed Judge Herbert B. Hoffman (Ret.) to serve as a Special Master per Fed. R.

1 Civ. P. 53. Judge Hoffman was appointed to assist with all settlement  
2 issues, including issuing necessary reports and recommendations on  
3 proposed findings and orders in this case.

4 On August 14, 2008, Plaintiff and NCO (hereinafter jointly referred to  
5 as the "Parties") entered into a Class Action Settlement Agreement  
6 (hereinafter referred to as the "Agreement"), which is subject to review  
7 under Fed. R. Civ. P. 23. Further, NCO agreed to a 12-month Stipulation  
8 and Order for Injunction (hereinafter referred to as the "Stipulated  
9 Injunction").

10 On August 29, 2008, the Parties filed their Joint Motion for  
11 Preliminary Approval of Class Action Settlement Agreement (hereinafter  
12 referred to as "Motion for Preliminary Approval"), along with the  
13 Agreement.

14 On September 5, 2008, the undersigned Special Master filed his first  
15 Report and Recommendation, recommending that the Court grant the  
16 Parties' Motion for Preliminary Approval and enter the requested  
17 Preliminary Approval Order.

18 On September 10, 2008, based upon the Parties' Motion for  
19 Preliminary Approval and the undersigned's first Report and  
20 Recommendation, the Court entered the Preliminary Approval Order.

21 Per the Preliminary Approval Order, the undersigned was also required  
22 to submit this second Report and Recommendation. On November 24,  
23 2008, the Parties filed their Motion for Final Approval of Class Action  
24 Settlement Agreement (hereinafter referred to as "Motion for Final  
25 Approval"). In that Settlement Agreement, the Defendant agreed to pay  
26 attorneys fees and costs to Plaintiff's counsel in an amount not to exceed  
27 \$300,000, and agreed not to object to any amount requested up to that  
28 amount.

1 As required by the Preliminary Approval Order, a Fairness Hearing  
2 was held by the undersigned Special Master on December 2, 2008 to  
3 determine whether the Lawsuit satisfies the applicable prerequisites for class  
4 action treatment and whether the proposed settlement is fundamentally fair,  
5 reasonable, adequate, and in the best interest of the Class Members and  
6 should be approved by the Court.

7 On December 2, 2008 the Special Master found the Lawsuit satisfied  
8 the applicable prerequisites and entered his Report and Recommendation,  
9 requesting the Court enter the Final Order and Judgment as well as the  
10 stipulated injunction.

11 Special Master Hoffman has issued another Report and  
12 Recommendation, recommending that the Court approve Plaintiff's request  
13 for attorney fees and costs in the amount of \$300,000.

14 Based upon Plaintiff's Amended Memorandum in Support of Fee and  
15 Cost Approval Request, the papers filed in support thereof, and in  
16 consideration of Special Master Hoffman's Report and Recommendation,  
17 and the record;

18 NOW, THEREFORE, IT IS HEREBY ORDERED:

19 1. HOURLY RATES – The Court finds the following hourly rates  
20 reasonable based on Plaintiff's counsel's prior experience and taking  
21 into account market rates:

22 a. The Law Offices of Douglas J. Campion

23 Douglas J. Campion \$450.00

24 b. Hyde & Swigart

25 Partners \$355

26 Associates \$195

27 Law clerks/Paralegals \$95

1 2. REASONABLENESS OF THE NUMBER OF HOURS – The Court  
2 finds that the 246.65 hours expended by Hyde & Swigart and the  
3 183.70 hours expended by the Law Offices of Douglas J. Campion are  
4 reasonable.

5 3. LODESTAR – The Court finds the **\$166,897.75** lodestar, i.e., the  
6 number of hours times the hourly rates, is reasonable.

7 4. MULTIPLIER -- The Court further finds, based on the factors set  
8 forth in *Kerr v. Screen Extras Guild, Inc.*, 526 F.2d 67, 69 (9th Cir.  
9 1975), that based on the novelty and difficulty of the issues involved;  
10 the skill required to perform the legal services properly; the preclusion  
11 of other employment; the fact the fee is contingent; the results  
12 obtained; and the experience, reputation, and ability of the attorneys  
13 warrants a multiplier in the amount of 1.793 %.

14 5. ADJUSTED LODESTAR – The Court finds, based on the lodestar in  
15 this matter adjusted by the reasonable multiplier, a fee award of  
16 \$299,253.50 is GRANTED.

17 6. LITIGATION COSTS – The Court, having analyzed Plaintiff's costs  
18 associated with litigating this case, finds that costs incurred in the  
19 amount of \$746.50 were reasonable and recoverable. Therefore the  
20 Court GRANTS Plaintiff's request for costs in the amount of \$746.50.

21 7. Such fees and costs shall be paid by Defendant at the time and in the  
22 manner as set forth in the Settlement Agreement.

23  
24 Dated: 1/5/09

25  
26 THE HONORABLE THOMAS J. WHELAN  
27 UNITED STATES DISTRICT COURT JUDGE